

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4144-02
Bill No.: HB 1087
Subject: Health Care; Medical Procedures and Personnel
Type: Original
Date: January 9, 2012

Bill Summary: Establishes the Adult Health Care Consent Act which provides for a priority of persons who can make health care decisions for persons unable to consent.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator, Department of Insurance, Financial Institutions, and Professional Registration, Department of Health and Senior Services, and the Joint Committee on Administrative Rules** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Office of Attorney General** assume any potential costs arising from this proposal can be absorbed with existing resources.

Officials from the **Department of Social Services (DSS)** state there is no fiscal impact to the DSS. The services received by Medicaid eligible individuals are not expected to change under this proposal.

Officials from the **Department of Mental Health (DMH)** state the proposal contains language in 191.1312(3) to exclude other provisions of the proposal from affecting "...the ability of the department of mental health from executing its authority as specified in chapters 552, 630, 631, 632, and 633." It would appear that this section should remove/alleviate the concerns of the Department along with any anticipated fiscal impact; therefore, the proposal has no fiscal impact to the DMH.

Officials from the **Office of Secretary of State (SOS)** state many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The Secretary of State's office is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. **The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes this is a small amount and does not expect that additional funding would be required to meet these costs.** However, it is also recognized that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain within its core budget. **Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.**

Officials from the **Jackson County Public Administrator** assume the proposal will result in no increase in costs to their organization.

ASSUMPTION (continued)

Officials from the **St. Louis County Public Administrator** state the proposal would have costs that are difficult to quantify. The language of the proposal could create confusion with respect to the role of the guardian.

Officials from the **Boone County Public Administrator** stated the proposal would have costs that are difficult to quantify. The language of the proposal could create confusion with respect to the role of the guardian.

Oversight assumes, if there are costs related to this proposal, the potential costs could be absorbed by the counties.

No additional County Public Administrators responded to **Oversight's** request for a statement of fiscal impact.

Officials from **Barton County Memorial Hospital, Bates County Memorial Hospital, Cedar County Memorial Hospital, Cooper County Hospital, Excelsior Springs Medical Center, Putnam County Memorial Hospital, and Washington County Memorial Hospital** did not respond to **Oversight's** request for a statement of fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

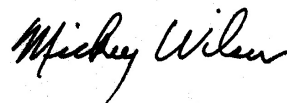
The proposed legislation appears to have no fiscal impact.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Attorney General
Office of State Courts Administrator
Department of Insurance, Financial Institutions, and Professional Registration
Department of Mental Health
Department of Health and Senior Services
Department of Social Services
Joint Committee on Administrative Rules
Office of Secretary of State
Boone County Public Administrator
Jackson County Public Administrator
St. Louis County Public Administrator

NOT RESPONDING: Barton County Memorial Hospital; Bates County Memorial Hospital; Cedar County Memorial Hospital; Cooper County Hospital; Excelsior Springs Medical Center; Putnam County Memorial Hospital; and Washington County Memorial Hospital



Mickey Wilson, CPA
Director
January 9, 2012